

**DECLARATION AND POWER OF ATTORNEY**

**DECLARATION:**

As below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

The below named inventors are original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled:

***A Method and Apparatus for Facilitating Communication Between a Wireless Device and Disparate Devices or Systems***

the specification of which:

  X   is attached hereto.

\_\_\_ was filed as application serial no. \_\_\_\_\_ on \_\_\_\_\_, the status of which is **Pending**

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to in the oath or declaration.

I acknowledge the duty to disclose information that is material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

**PRIOR FOREIGN APPLICATIONS**

Number	Country	Date Filed	Priority Claimed (Yes/No)

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) regarding events which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

**PRIOR UNITED STATES APPLICATIONS**

I hereby declare that all statements made of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Application Serial Number	Filing Date	Status
09/733,312	December 8, 2000	Pending

### POWER OF ATTORNEY

On behalf of myself and Clarinet Systems, Assignee of all interest, I hereby appoint the following attorney(s) and/or agent(s) with full power of substitution to act exclusively for it to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

David R. Stevens (Reg. No. 38,626) and Derek J. Westberg (Reg. No. 40,872).

All correspondence should be addressed to:

David R. Stevens  
Stevens & Westberg LLP  
99 North First Street, Suite 201  
San Jose, CA 995113

All telephone calls should be directed to David R. Stevens, telephone number (408) 288-7588.

Inventor's Full Name:	David Yin-Shur Ma
Inventor's Signature:	
Date:	
Residence:(City, State, Country)	San Jose, California USA
Citizenship:	United States of America
Post Office Address:	1625 McCarthy Blvd. Milpitas, CA 95035 USA

Inventor's Full Name:	Jack Jian Chen
Inventor's Signature:	
Date:	
Residence:(City, State, Country)	Palo Alto, California USA
Citizenship:	United States of America
Post Office Address:	1625 McCarthy Blvd. Milpitas, CA 95035 USA

## ASSIGNMENT

WHEREAS, David Yin-Shur Ma and Jack Jian Chen, made certain inventions or discoveries (or both) set forth in an Application for Letters Patent of the United States of America entitled ***A Method and Apparatus for Facilitating Communication Between a Wireless Device and Disparate Devices or Systems*** the specification of which was is filed herewith, bearing Serial No.: (to be determined).

WHEREAS, Clarinet Systems, a corporation of the state of California, and whose address is 1625 McCarthy Blvd, Milpitas California 95035 and who, together with its successors and assigns is hereinafter called "Assignee", is desirous of acquiring the entire right, title and interest together with the benefits and privileges hereinafter recited;

NOW, THEREFORE, for valuable consideration furnished by Assignee to us, receipt and sufficiency of which we hereby acknowledge, we hereby, without reservation;

1. Assign, transfer and convey to Assignee the entire right, title and interest together with the benefits and privileges in and to said inventions and discoveries, said Application for Letters Patent or similar forms of protection of the United States of America, and all other applications for Letters Patent on said inventions and discoveries in whatsoever countries, including all divisional, renewal, substitute, continuation and convention applications based in whole or in part upon said inventions or discoveries, or upon said application, and any and all Letters Patent, reissues and extensions of Letters Patent or similar forms of protection granted for said inventions and discoveries or upon said applications, and every priority right that is or may be predicated upon or arise from said inventions, said discoveries, said applications and said Letters Patent;

2. Authorize Assignee to file patent applications in any or all countries or groups of countries on any or all of said inventions and discoveries in our name or in the name of Assignee or otherwise as Assignee may deem advisable, under the International Convention or any other relevant convention or treaty or otherwise;

3. Authorize and request the Commissioner of Patents and Trademarks of the United States of America and the empowered officials of all other governments to issue or transfer all said Letters Patent to Assignee, as assignee of the entire right, title and interest therein, or otherwise as Assignee may direct;

4. Warrant that we have not knowingly conveyed to others any rights in said inventions, discoveries, applications or patents or any license to use the same or to make, use or sell anything embodying or utilizing any of said inventions or discoveries; and that we have good right to assign the same to Assignee without encumbrance;

5. Bind our heirs, legal representatives and assigns, as well as ourselves, to do, upon Assignee's request and at Assignee's expense, but without additional consideration to us or them, all acts reasonable serving to assure that said inventions and discoveries, said patent applications and said Letters Patent shall be held and enjoyed by Assignee as fully and entirely as the same could have been held and enjoyed by us, our heirs, legal representatives and assigns if this assignment had not been made; and particularly to execute and deliver to Assignee all lawful application documents including petitions, specifications, and oaths, and all assignments, disclaimers, and lawful affidavits in form and substance as may be requested by Assignee; to communicate to Assignee all facts known to us relating to said inventions and discoveries or the history thereof; and to furnish Assignee with any and all documents, photographs, models, samples and other physical exhibits in our control or in the control of our heirs, legal representatives or assigns which may be useful for establishing any facts of our conceptions, disclosures, and reduction to practice of said inventions or discoveries.

IN WITNESS WHEREOF:

\_\_\_\_\_  
David Yin-Shur Ma

STATE OF CALIFORNIA     )  
                                      ) ss.  
COUNTY OF                 )

On \_\_\_\_\_ before me, \_\_\_\_\_, Notary Public, personally  
appeared \_\_\_\_\_, personally known or proved to me on the basis of  
satisfactory evidence to be the person whose name is subscribed tot he within instrument and  
acknowledged to me that he/she executed the same in his/her authorized capacity and that by his/her  
signature on the instrument the person, or the entity upon behalf of which the person acted, executed the  
instrument.

Witness my hand and official seal.

\_\_\_\_\_  
Notary Public.

IN WITNESS WHEREOF:

\_\_\_\_\_  
Jack Jian Chen

STATE OF CALIFORNIA     )  
  ) ss.  
COUNTY OF                    )

On \_\_\_\_\_ before me, \_\_\_\_\_, Notary Public, personally appeared \_\_\_\_\_, personally known or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed tot he within instrument and acknowledged to me that he/she executed the same in his/her authorized capacity and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

Witness my hand and official seal.

\_\_\_\_\_  
Notary Public.